

# FISCAL NOTE

## HB 2824 - SB 3331

February 26, 2004

**SUMMARY OF BILL:** Increases the penalty for violations involving methamphetamine one classification higher if any of the following conditions are met:

- Firearm found on premises;
- Possession, transportation, or disposal of materials involved in the manufacture of an illegal control substance that creates a substantial risk to human health or safety or danger to the environment;
- Person under 13 years of age is present during the manufacturing process; or
- Manufacturing of an illegal controlled substance was to occur or did occur within 500 feet of a residence, business, church or school.

### ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - \$7,639,714/Incarceration\***

Estimate assumes out of 600 defendants convicted of methamphetamine-related offenses, 445 will meet one of the specified criteria to have sentence elevated one classification higher with original offenses ranging from Class A misdemeanor to Class B felony.

*\*Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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